

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE MIDDLE DISTRICT OF TENNESSEE

IN RE:

BRITTANY YVONNE TYUS,  
3225 Creekwood Drive, Apt. 1105  
Nashville, TN 37207  
SSN: XXX-XX-7860

Debtor(s).

Bk. No. **16-03305-RM3-13**  
Chapter 13  
Judge Randal S. Mashburn

ORDER DENYING CONFIRMATION AND DISMISSING CASE

This matter came to be heard on July 27, 2016, continued from July 13, 2016, upon the issue of confirmation of the debtor's proposed Chapter 13 plan, the objection to confirmation raised by the Trustee, the objection to confirmation raised by Insolve Auto Funding, and the Trustee's related Motion to Dismiss. At the call of the docket, debtor's counsel was present as was counsel for Insolve Auto Funding. Debtor's counsel indicated that the debtor could not pursue confirmation of the plan in light of the creditor and the Trustee's opposition and counsel not contest the Trustee's Motion to Dismiss. Based upon these announcements, it is

ORDERED, confirmation of the debtor's proposed Chapter 13 plan is denied; it is further

ORDERED, the above styled case is dismissed; it is further

ORDERED, the Trustee is authorized to disburse from any funds on hand any unpaid filing fee, notice fee, unpaid adequate protection payments to secured creditors, allowed and approved administrative claims, or unpaid Trustee commission, if any, prior to returning any funds to the debtor.

THIS ORDER WAS SIGNED AND ENTERED  
ELECTRONICALLY AS INDICATED AT THE  
TOP OF THE FIRST PAGE.

APPROVED BY:

/s/ Henry E. Hildebrand, III

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Henry E. Hildebrand, III  
Chapter 13 Trustee  
P. O. Box 340019  
Nashville, TN 37203-0019  
615-244-1101; Fax 615-242-3241  
[www.ch13nsh.com](http://www.ch13nsh.com)  
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CERTIFICATE OF SERVICE

I, the undersigned, hereby certifies that on or before the 2<sup>nd</sup> day of August, 2016, a true and correct copy of the foregoing has been served in the following manner:

***Email by Electronic Case Noticing to:***

U. S. Trustee  
Rothschild & Ausbrooks, Counsel for Debtor

***By U. S. Postal Service, postage prepaid to:***

Brittany Y. Tyus, 3225 Creekwood Drive, Apt. 1105, Nashville, TN 37207  
Edward Russell, SR Law Group, P. O. Box 128, Mt. Juliet, TN 37121

/s/ Henry E. Hildebrand, III

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Henry E. Hildebrand, III  
Chapter 13 Trustee